

PIC

# PROOF OF PUBLICATION

STATE OF UTAH }  
COUNTY OF JUAB } SS.

## Public notice

BEFORE THE DIVISION OF  
OIL, GAS AND MINING  
DEPARTMENT OF NATURAL  
RESOURCES STATE OF UTAH

---ooOoo---

IN THE MATTER OF  
TENTATIVE: DECISION TO  
APPROVE A LARGE NOTICE  
OF TENTATIVE MINING AND  
RECLAMATION PLAN:  
DECISION TO APPROVE FOR  
H.E. DAVIS CONSTRUCTION,  
INC., LEVAN GYPSUM MINE,  
NO. M/023/016 JUAB  
COUNTY, UTAH

---ooOoo---

THE STATE OF UTAH TO ALL  
OPERATORS, TAKERS OF  
PRODUCTION, MINERAL  
AND ROYALTY OWNERS,  
AND PARTICULARLY ALL  
PERSONS INTERESTED IN  
SECTION 33, TOWNSHIP 14  
SOUTH, RANGE 1 EAST,  
SLBM, JUAB COUNTY, UTAH.

Notice is hereby given by the  
Division of Oil, Gas and Mining  
of its tentative decision to approve  
the Large Mining Operations  
Notice of Intention for H.E. Davis  
Construction, Inc.'s Levan  
Gypsum Mine. Mining activities  
will affect portions of the  
following areas: SE1/4 and SW1/4  
of Section 33, Township 14 South,  
Range 1 East, Juab County, Utah.

H.E. Davis Construction, Inc. has  
submitted a permit application to

diesel fuel tanks will be kept on  
site. All fuel and lubricants will be  
placed in plastic lined bermed  
areas to retain any spills. Some  
concurrent regrading work will  
occur during mining operations.

After Operations: The entire  
mining operation will be  
reclaimed. The final mine  
excavation will consist of eight  
benches, each 40 feet high and 20  
feet wide. Compacted areas will  
be ripped and all areas will be  
covered with 6 inches of soil  
material. Stockpiled soil material  
will be tested and amended with  
10 tons/acre of composted manure  
if necessary. All areas will be  
hydro-seeded or hand broadcasted  
with an approved seedmix. The  
eight 20-foot wide benches will be  
covered with 6 inches of topsoil,  
seeded and then raked.

The person representing the  
company is Mr. Tony  
Christofferson; Phone (801) 802-  
6913. H.E. Davis Construction,  
Inc. is fulfilling obligations under  
the Utah Mined Land Reclamation  
Act of 1975, Utah Code Ann. §40-  
8-18.

Any person or agency aggrieved  
by this tentative decision to issue  
approval is hereby requested to  
submit written protest within thirty  
(30) days of the date of  
publication to Mary Ann Wright,  
Associate Director of Mining,  
Division of Oil, Gas and Mining,

1594 West North Temple, Suite  
1210, Box 145801, Salt Lake  
City, Utah 84114-5801, setting  
forth factual reasons for the  
complaint. If no responsive written  
protests are received by the  
Division within 30 days after the  
last date of publication, the  
tentative decision of the Division  
will be final.

DATED THIS 9th day of  
December, 2002

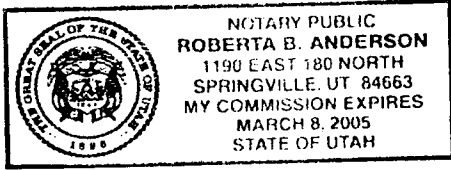
STATE OF UTAH  
DIVISION OF OIL, GAS AND  
MINING

/s/

Lowell P. Braxton  
Director

Published in the Eureka Reporter  
December 13, 2002.

*Robert Anderson*  
Notary Public



ay that I am the  
ewspaper of gen-  
of Juab; that the  
nd was published  
nade on the 13th  
regular and entire  
publication, and  
upplement.

December, A.D.,

# PROOF OF PUBLICATION

STATE OF UTAH }  
COUNTY OF JUAB } SS.

**Public** 4 West North Temple, Suite  
0, Box 145801, Salt Lake  
Utah 84114-5801, setting  
BEFORE THE factual reasons for the  
OIL, GAS AND complaint. If no responsive written  
DEPARTMENT ests are received by the  
RESOURCES ision within 30 days after the  
date of publication, the  
---ooOoo--- ative decision of the Division  
be final.

IN THE  
TENTATIVE THIS 9th day of  
APPROVE Aember, 2002  
OF TENTATI  
RECLAMATE OF UTAH  
DECISION T'ISION OF OIL, GAS AND  
H.E. DAVIS NING  
INC., LEVAN  
NO. M/O  
COUNTY, U

vell P. Braxton  
---ooOoo--- ector

THE STATE lished in the Eureka Reporter  
OPERATOR ember 13, 2002.  
PRODUCTION  
AND ROYALT  
AND PARTICU  
PERSONS INT  
SECTION 33, T  
SOUTH, RAN  
SLBM, JUAB CO

Notice is hereby  
Division of Oil,  
of its tentative dec  
the Large Min  
Notice of Intention  
Construction,  
Gypsum Mine. N  
will affect po  
following areas: **South the Best T**  
of Section 33, Township 14 South,  
Range 1 East, Juab County, Utah.

H.E. Davis Construction, Inc. has

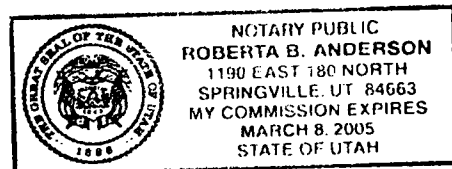
I, Janeal Duffin, being first duly sworn, depose and say that I am the  
Editor, Manager or Officer Manager of the Eureka Reporter, a newspaper of gen-  
eral circulation, published each week at Eureka, Utah, County of Juab; that the  
notice attached hereto, and which is a copy of the **Public Notice** and was published  
in said newspaper for **one (1) issue**, the publication having been made on the **13th**  
**Day of December, 2002**; and that said notice was published in the regular and entire  
issue of every number of the paper during the period and times of publication, and  
the same was published in the newspaper proper and not in the supplement.

*Janeal Duffin*

Subscribed and sworn to before me this **13th Day of December, A.D.,**

**2002.**

*Roberta B. Anderson*  
Notary Public



OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 33, TOWNSHIP 14 SOUTH, RANGE 1 EAST, SLBM, JUAB COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for H.E. Davis Construction, Inc.'s Levan Gypsum Mine. Mining activities will affect portions of the following areas: SE1/4 and SW1/4 of Section 33, Township 14 South, Range 1 East, Juab County, Utah.

H.E. Davis Construction, Inc. has submitted a permit application to expand an existing small mining project to a large mining operation. The operator will employ the following mining and reclamation techniques on approximately 42.85 acres of federal and private land.

During Operations: Gypsum will be mined by open pit, benched excavation methods. Suitable plant growth (soil) material overlying the gypsum deposit will be salvaged for final reclamation. Approximately 900 cubic yards per year will be stockpiled and protected. Typical drilling and blasting techniques will be used to remove the gypsum from the deposit. Trackhoes and loaders will load the material into haul trucks, which will then be transported to the processing area. Approximately 100,000 cubic yards of gypsum will be mined each year. All material mined from the deposit will be consumed and no tailings will be generated. A portable jaw crusher and screen plant will size the gypsum into fines, -2 inch and -6 inch products. The sized material will be placed in stockpiles, loaded onto transport trucks and hauled to offsite markets. Safety berms will be maintained above highwalls and along haul roads. Two temporary

person representing the company is Mr. Tony Christofferson; Phone (801) 802-6913. H.E. Davis Construction, Inc. is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining,

Notary Public

